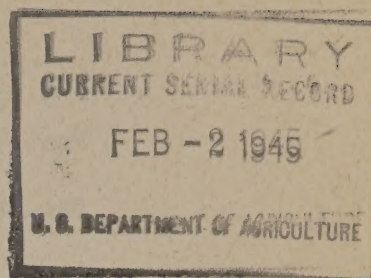


UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL ADJUSTMENT AGENCY
1944 AGRICULTURAL CONSERVATION PROGRAM BULLETIN
INSULAR REGION



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Payments and grants of aid will be made for participation in the 1944 Agricultural Conservation Program in Alaska, Hawaii, and Puerto Rico (hereinafter referred to as the 1944 program) in accordance with the provisions of this bulletin and such modifications thereof as may hereafter be made.

Section 1 - CONSERVATION PRACTICES

(a) Allowance in connection with conservation practices.---

The conservation practice allowance for a farm is the maximum amount of payment which will be made for carrying out on the farm the conservation practices specified in subsections (c), (d), and (e) of this Section.

(1) This allowance for any farm will be the sum of the following: except that in no case shall the allowance for any farm be less than \$4.00.

- (i) \$4.00 per acre, not in excess of 10 acres, and \$1.00 per acre, in excess of 10 acres, of cropland in the farm in excess of the largest acreage devoted to sugarcane at any one time in 1944.
- (ii) 40 cents per acre, not in excess of 1,000 acres, and 10 cents per acre, in excess of 1,000 acres, of pasture land included in the farm but not included in the cropland, or, in Hawaii, of range land (for which the Territory tax-assessment valuation is 50 cents or more per acre) included in the farm but not included in the cropland.

(b) Payment in connection with conservation practices.---

Payment will be made within the limit of the conservation practice allowance established for the farm in accordance with subsection (a) of this section, for carrying out in the calendar year 1944 any of the conservation practices listed in subsections (c), (d), and (e), at the rates specified, provided the practices are carried out by methods and with kind of seed and other materials that conform to good farming practice, and in accordance with the specifications listed herein, and any additional specifications that may be issued by the Chief to assure that the practices will be performed in workmanlike manner and in accordance with good farming practices for the locality. No payment will be made with respect to practices carried out with labor and materials furnished entirely by any Federal or Territorial Agency or any agency of Puerto Rico. If a portion of the labor, seed, or other materials used in carrying out any practice is furnished by a Federal or Territorial Agency or any agency of Puerto Rico and this portion

represents one-half or more of the total cost of the practice, no payment will be made with respect to it; if this portion represents less than one-half of the total cost of carrying out the practice, payment will be made with respect to one-half of it; Provided, that labor, seed, and materials furnished to the Territories of Alaska or Hawaii, or to Puerto Rico, or a political subdivision or agency thereof, by any agency of either Territory or of Puerto Rico, respectively, shall not be deemed to have been furnished by a "Federal or Territorial Agency" or any "Agency of Puerto Rico" within the meaning of this paragraph.

(c) Schedule of Conservation Practices for Alaska.---

(1) Interplanting leguminous crops with other crops.---
\$2.00 per acre.

(2) Planting leguminous crops in rotation with other crops.---
\$3.00 per acre.

(3) Using leguminous crops for green manuring.---\$4.00 per acre.

(4) Planting perennial varieties of protective crops on properly prepared land.---\$4.00 per acre.

(5) Contour strip-cropping land of 2 percent or more slope with protective crops or perennial varieties of crops which will prevent soil washing.---\$1.00 per acre.

(6) Seeding pasture land with good seed of adapted varieties of perennial grasses or legumes which do not require preparation of a seed bed.---\$0.20 per pound of seed sown.

(7) Applying crop residue on the surface of soil subject to wind erosion to promote the establishment of vegetative cover.---\$0.10 per cubic yard.

(8) Planting and cultivating land of 2 percent or more average slope along lines having a fall of not more than 2 percent.---\$4.00 per acre.

(9) Listing land along lines having a fall of not more than 2 percent for fallowing or for planting leguminous or protective crops.---
\$0.50 per acre.

(10) Constructing permanent ditching on land of 6 percent or more average slope, with suitable outlets for the diversion of surface water to prevent soil washing. No credit will be given for ditches of more than 4 percent fall nor for any temporary field ditching. (a) When constructed on land where the topography, stoniness or size of fields requires that the ditching be constructed entirely by hand labor.---\$0.80 per 100 linear feet. (b) When constructed on other land.---\$0.40 per 100 linear feet.

(11) Constructing a sufficient amount of continuous terrace to give adequate protection against erosion.---\$1.00 per 100 linear feet of terrace.

(12) Constructing and maintaining check dams in gullies.---\$0.10 per linear foot.

(13) Establishing a good stand of erosion-resisting perennial grasses in gullies.---\$0.025 per 100 square feet.

(14) Applying ground limestone or its equivalent. No credit will be given for the application of more than 2 tons per acre.---\$6.00 per ton.

(15) Applying phosphate to protective or leguminous crops. No credit will be given for the application of more than 100 pounds of phosphoric acid per acre.---\$5.00 per hundred pounds of phosphoric acid.

(d) Schedule of Conservation Practices in Hawaii.---

(1) Planting leguminous crops in rotation with other crops.---\$3.00 per acre.

(2) Using leguminous crops for green manuring.---\$4.00 per acre.

(3) Planting perennial varieties of protective crops on properly prepared land.---\$4.00 per acre.

(4) Seeding depleted range land with good seed of adapted varieties of perennial grasses or protective crops which do not require preparation of a seed bed. (a) for koa haole (*Lucaena glauca*) seed.---\$0.10 per pound, (b) for other varieties of seed.---\$0.20 per pound.

(5) Planting slips or stools of adapted varieties of perennial grasses on depleted range land.---\$2.00 per acre.

(6) Furrowing range land along lines having a fall of not more than 3 percent, with furrows not less than 8 inches in width and 4 inches in depth.---\$0.05 per 100 linear feet. No credit will be given for more than 4,000 linear feet per acre.

(7) Clearing range land heavily infested with range destroying plants.---\$5.00 per acre.

(8) Clearing range land lightly infested with range destroying plants.---\$2.00 per acre.

(9) Mowing or employing other approved means to prevent the reinfestation of cleared land. No credit will be given for mowing if the plants mowed are used for hay or sold for any purpose.---\$0.25 per acre for each operation within limits set by the State Office.

(10) Removing all livestock from range land, for a continuous period of more than four months, the months for which payment is made to be within the calendar year of 1944. This practice shall not be applicable to more than 25 percent of the range land included in the farm and shall not be applicable to land which normally is used for other purposes during the period in which livestock are excluded. Credit will be given for not more than eight months and only under the following conditions: (1) the deferred area is kept free of grazing; (2) the remaining range land in the farm is not pastured to such extent as to injure the forage.--\$0.10 per acre month, in excess of four during which livestock are removed.

(11) Constructing permanent watersheds of galvanized iron or other approved material for accumulating rainwater for range livestock, provided other methods of furnishing or accumulating water are not available and the water is conveyed to a tank or storage reservoir.--\$0.025 per square foot of watershed constructed.

(12) Constructing water storage tanks of redwood, steel, or other approved material on adequate foundations or constructing reservoirs lined with concrete or stone set in mortar.--\$0.50 per 100 gallon capacity.

(13) Planting and cultivating land of 2 percent or more slope along lines having a fall of not more than 2 percent. (a) When the land is planted to truck crops.--\$4.00 per acre. (b) When the land is planted to other crops (excluding sugarcane).--\$2.00 per acre. No credit will be given unless adequate ditching or terracing protection is provided in accordance with specifications covering practices 15, 16, and 19.

(14) Protecting fallowed land with furrows averaging not more than 10 feet apart and not less than 8 inches in width and 4 inches in depth, having a fall of not more than 2 percent, or, in areas subject to wind erosion, at approximately right angles to the direction of the prevailing winds. No credit will be given on land of 6 percent or more average slope unless it is protected from erosion by adequate ditching or terracing.--\$1.00 per acre.

(15) Constructing permanent ditching on land of 3 percent or more slope, with suitable outlets, for the removal of surface run-off water to prevent soil washing. No credit will be given for ditches having a fall of more than 2 percent, unless protected by adequate vegetative cover. (a) When constructed on land where the stoniness, or size of fields requires that the ditching be constructed entirely by hand labor.--\$0.25 per cubic yard of water carrying capacity. (b) When constructed on other land.--\$0.40 per 100 linear feet of ditching. No credit will be given for this practice when carried out on land planted to clean cultivated crops unless practice 13 or 19, has been carried out.

(16) Constructing temporary ditching on fields of 6 percent or more slope, with suitable outlets, for the diversion of surface water to prevent soil washing. No credit will be given for ditches having a fall of more than four percent. (a) When constructed on land where the topography, stoniness, or size of fields requires that the ditching be constructed entirely by hand labor.--\$0.04 per cubic yard of water carrying capacity. (b) When constructed on other land.--\$0.05 per 100 linear feet of ditching.

(17) Lining ditches, carrying water on a grade of 2 percent or more fall. Credit will be given for irrigation ditches used only for irrigation of truck or forage crops; ditches constructed in accordance with specifications of practice (15); and ditches for the discharge of water from systems of contour cultivation, ditching, or terracing.

(a) When the ditch surface is lined with concrete or stone set in mortar.--\$0.06 per square foot of ditch surface lined. (b) When the ditch surface is lined with plaster; or concrete, iron, or composition pipe is used.--\$0.03 per square foot of ditch surface lined or of the inside surface of pipe used, respectively.

(18) Establishing a protective sod lining in ditches used for removing excess water from systems of contour cultivation, ditching, or terracing.--\$0.25 per 100 square feet of ditch surfaced.

(19) Constructing a sufficient amount of continuous terrace to give adequate protection against erosion.--\$1.00 per one hundred linear feet of terrace.

(20) Constructing and maintaining check dams in gullies:--\$0.10 per linear foot.

(21) Establishing a good stand of erosion resistant perennial grasses in gullies.--\$0.05 per 100 square feet.

(22) Applying ground limestone or its equivalent. No credit will be given for the application of more than 2 tons per acre.--\$6.00 per ton.

(23) Applying phosphate to protective or leguminous crops. No credit will be given for the application of more than 100 pounds of phosphoric acid per acre.--\$5.00 per 100 pounds of phosphoric acid.

(24) Constructing and maintaining during 1944 individual terraces or catchpits among coffee trees.--\$0.04 per terrace or catchpit.

(25) Constructing and maintaining during 1944 individual terraces among fruit or nut trees.--\$0.08 per terrace.

(26) Applying coffee pulp around coffee trees. No credit will be given for application of more than 5 tons per acre.--\$1.00 per ton.

(e) Schedule of Conservation Practices for Puerto Rico.

Payment will be made for not more than one practice on the same acre, nor will payment be made when the total acreage on which practices were carried out is less than 3/10 acres.

(1) Planting leguminous crops.--\$4.00 per acre.

(2) Interplanting leguminous crops with intertilled crops (excluding sugarcane).--\$2.00 per acre.

(3) Planting intertilled crops (excluding sugarcane and orchards) along lines having a fall of not more than 2 percent on land having an average slope of from 2 to 10 percent. Payment will be made for not more than 20 acres.--\$4.00 per acre.

(4) Establishing an adequate system of ditching to divert surface run-off water on land of more than 10 percent average slope, planted to intertilled crops (excluding sugarcane and orchards), provided that, (a) the ditches are of adequate size and (excepting boundary and outlet ditches) having a fall of not more than six percent, (b) not less than 600 feet of ditches are constructed per acre.--\$4.00 per acre. Where the topography and stoniness of the land do not permit the construction of proper ditches, stone barriers may be constructed with the crop rows planted, as far as possible, parallel to the barriers.

Section 2 - DIVISION OF PAYMENTS

Payments in Connection with Conservation Practices:

The payment earned in carrying out practices shall be paid to the producer who carried out the practices. If more than one producer contributed to the carrying out of the practices, the payment shall be divided in the proportion that the State Office determines the producers contributed to the carrying out of the practices. In making this determination, the State Office shall take into consideration the value of labor, equipment, or material contributed by each producer toward the carrying out of each practice on a particular acreage assuming that each contributed equally unless it is established to the satisfaction of the State Office that their respective contributions thereto were not in equal proportion.

Section 3 - INCREASE IN SMALL PAYMENTS

The total payment computed under Section 1, for any person with respect to any farm shall be increased as follows:

(1) Any payment amounting to 71¢ or less shall be increased to \$1.00;

(2) Any payment amounting to more than 71¢, but less than \$1.00, shall be increased by forty percent;

(3) Any payment amounting to \$1.00 or more shall be increased in accordance with the following schedule.

Amount of payment computed	: Increase in payment	: Amount of payment computed	: Increase in payment
\$1.00 to \$1.99	: \$ 0.40	\$32.00 to \$32.99	: \$10.40
\$2.00 to \$2.99	: \$ 0.60	\$33.00 to \$33.99	: \$10.60
\$3.00 to \$3.99	: \$ 1.20	\$34.00 to \$34.99	: \$10.80
\$4.00 to \$4.99	: \$ 1.60	\$35.00 to \$35.99	: \$11.00
\$5.00 to \$5.99	: \$ 2.00	\$36.00 to \$36.99	: \$11.20
\$6.00 to \$6.99	: \$ 2.40	\$37.00 to \$37.99	: \$11.40
\$7.00 to \$7.99	: \$ 2.80	\$38.00 to \$38.99	: \$11.60
\$8.00 to \$8.99	: \$ 3.20	\$39.00 to \$39.99	: \$11.80
\$9.00 to \$9.99	: \$ 3.60	\$40.00 to \$40.99	: \$12.00
\$10.00 to \$10.99	: \$ 4.00	\$41.00 to \$41.99	: \$12.10
\$11.00 to \$11.99	: \$ 4.40	\$42.00 to \$42.99	: \$12.20
\$12.00 to \$12.99	: \$ 4.80	\$43.00 to \$43.99	: \$12.30
\$13.00 to \$13.99	: \$ 5.20	\$44.00 to \$44.99	: \$12.40
\$14.00 to \$14.99	: \$ 5.60	\$45.00 to \$45.99	: \$12.50
\$15.00 to \$15.99	: \$ 6.00	\$46.00 to \$46.99	: \$12.60
\$16.00 to \$16.99	: \$ 6.40	\$47.00 to \$47.99	: \$12.70
\$17.00 to \$17.99	: \$ 6.80	\$48.00 to \$48.99	: \$12.80
\$18.00 to \$18.99	: \$ 7.20	\$49.00 to \$49.99	: \$12.90
\$19.00 to \$19.99	: \$ 7.60	\$50.00 to \$50.99	: \$13.00
\$20.00 to \$20.99	: \$ 8.00	\$51.00 to \$51.99	: \$13.10
\$21.00 to \$21.99	: \$ 8.20	\$52.00 to \$52.99	: \$13.20
\$22.00 to \$22.99	: \$ 8.40	\$53.00 to \$53.99	: \$13.30
\$23.00 to \$23.99	: \$ 8.60	\$54.00 to \$54.99	: \$13.40
\$24.00 to \$24.99	: \$ 8.80	\$55.00 to \$55.99	: \$13.50
\$25.00 to \$25.99	: \$ 9.00	\$56.00 to \$56.99	: \$13.60
\$26.00 to \$26.99	: \$ 9.20	\$57.00 to \$57.99	: \$13.70
\$27.00 to \$27.99	: \$ 9.40	\$58.00 to \$58.99	: \$13.80
\$28.00 to \$28.99	: \$ 9.60	\$59.00 to \$59.99	: \$13.90
\$29.00 to \$29.99	: \$ 9.80	\$60.00 to \$185.99	: \$14.00
\$30.00 to \$30.99	: \$10.00	\$186.00 to \$199.99	: (1)
\$31.00 to \$31.99	: \$10.20	\$200.00 and over	: (2)

¹ Increase to \$200.00

² No increase

Section 4 - PAYMENTS LIMITED TO \$10,000

The total of all payments made in connection with programs for 1944 under Section 8 of the Soil Conservation and Domestic Allotment Act, to any individual, partnership, or estate with respect to farms,

ranching units, and turpentine places located within a single State, Territory, or possession, shall not exceed the sum of \$10,000. The total of all payments made in connection with such programs to any person other than an individual, partnership, or estate with respect to farms, ranching units, and turpentine places in the United States (including Alaska, Hawaii, and Puerto Rico) shall not exceed the sum of \$10,000.

All or any part of any payment which has been or otherwise would be made to any person under the 1944 Program may be withheld or required to be returned, if he has adopted or participated in adopting any scheme or device, including the dissolution, reorganization, revival, or formation of any corporation, partnership, estate, trust, or any other means, which was designed to evade, or would have the effect of evading, the provisions of this section.

Section 5 - GENERAL PROVISIONS RELATING TO PAYMENTS

(a) Practices defeating purposes of the program.--

If the Chief finds that any producer has adopted or participated in any practice which tends to defeat the purposes of the 1944 or previous programs, he may withhold or require to be refunded all or any part of any payment which has been or would be computed for such person.

(b) Failure to carry out approved erosion control measures.--

Payment will not be made to any person with respect to any farm which he owns or operates in a county if the State Office finds that he has been negligent and careless in his farming operations by failing to carry out approved erosion-control measures on land under his control to the extent that any part of such land has become an erosion hazard during the 1944 program year to other land in the community.

(c) Depriving others of payment.--

If the State Office finds that any person has employed any scheme or device (including coercion, fraud, or misrepresentations) the effect of which would be or has been to deprive any other person of any payment under the program, it may withhold, in whole or in part, from the person participating in or employing such a scheme or device, or require him to refund in whole or in part, the amount of any payment which has been or would otherwise be made to him in connection with the 1944 program.

(d) Payment computed and made without regard to claims.--

Any payment or share of payment shall be computed and made without regard to questions of title under Territorial law or laws of Puerto Rico, without deductions of claims for advances (except as

provided in paragraph (e) of this Section, and except for indebtedness to the United States subject to set-off orders issued by the War Food Administrator); and without regard to any claim or lien against any crop, or proceeds thereof, in favor of the owner or any other creditor.

(e) Assignments.---

Any person who may be entitled to any payment in connection with the 1944 program may assign his payment, in whole or in part, as security for cash loaned or advances made for the purpose of financing the making of a crop in 1944. No assignment of this kind will be recognized unless it is made in writing on Form ACP-69 in accordance with instructions (ACP-70 Revised) issued by the Agricultural Adjustment Agency and unless such assignment is entitled to priority, as determined under the instructions governing the recording of such assignments, issued by the Agricultural Adjustment Agency.

Section 6 - APPLICATION FOR PAYMENT

(a) Persons eligible to file applications.---

An application for payment with respect to a farm may be made by any person for whom, under the provisions of Section 2, a share in the payment with respect to the farm may be computed.

(b) Time and manner of filing application and information required.---

Payment will be made only upon application submitted through the respective State Offices on or before March 31, 1945, except that the timely filing of an application by one person on a farm shall constitute the timely filing on behalf of all persons on that farm. Payment may be withheld from any person who fails to file or furnish any information required with respect to any farm which he is operating or renting to another person for a share of the crop grown thereon, or for cash or standing rent.

Any application for payment may be rejected if any form or information required is not submitted to the State Office within the time fixed by the Chief. At least two weeks' notice to the public shall be given of the expiration of a time limit for filing prescribed forms or required information, any time limit to be such as affords a full and fair opportunity to those eligible to file the form or information within the period prescribed. Notice shall be given by mailing it to the office of each county agricultural extension agent, and making copies of it available to the press.

(c) Land Area.---

All calculations involving land area in Puerto Rico will be made on the basis that one cuerda equals 0.97 acres.

Section 7 - APPEALS

Any producer may, within fifteen days after notice thereof is forwarded to or made available to him, request the State Office in writing to reconsider its recommendation or determination with respect to any of the following matters affecting any farm in which he has an interest, (a) eligibility to file an application for payment; (b) measurement, or conservation practice allowance; (c) the division of payment; or (d) any other matter affecting the right to or the amount of his payment with respect to the farm. The State Office shall notify him of its decision in writing within fifteen days after receipt of a written request for reconsideration. If he is dissatisfied with the decision of the State Office he may, within fifteen days after the decision is forwarded or made available to him, request the Chief to review the decision of the State Office.

Section 8 - STATE AND REGIONAL BULLETINS, INSTRUCTIONS, AND FORMS

The Agricultural Adjustment Agency is hereby authorized to make such determinations and to prepare and issue such State and Regional bulletins, instructions and forms as may be required in administering the 1944 program.

Section 9 - DEFINITIONS

For the purposes of the 1944 program, unless the content otherwise requires:

ADMINISTRATOR - means the War Food Administrator.

CHIEF - means the Chief of the Agricultural Adjustment Agency.

INSULAR REGION - means the area included in the Territory of Alaska, the Territory of Hawaii, and Puerto Rico.

STATE OFFICE - means the office of the Agricultural Adjustment Agency in Fairbanks, Alaska, Territory of Alaska; Honolulu, Territory of Hawaii; and San Juan, Puerto Rico, depending upon the area concerned.

PERSON - means an individual, partnership, association, corporation, trust, or estate, or other business enterprise or legal entity wherever applicable, a State, Territory, or Possession, or a political subdivision, or agency thereof.

PRODUCER - means any person who as landlord, tenant, or sharecropper, participates in the operation of a farm.

FARM - means all tracts of cropland, pasture land, and other land in Alaska, Hawaii, or Puerto Rico (considering tracts located in only one of these areas) operated by one or more persons in 1944 as a single

farming unit, with cropping practices, work stock, farm machinery, management, and labor substantially separate from that for any other such unit, and including any other land which serves as a watershed for the supply of water for the farm and on which any applicable conservation practice is performed.

CROPLAND - means farm land which is tilled annually or in a regular rotation or is devoted to bearing or non-bearing orchards other than abandoned orchards.

ORCHARDS - means the acreage in planted fruit trees, nut trees, coffee trees, banana plants, or vineyards.

PASTURE LAND - means farm land on which the predominant growth is forage suitable for grazing and on which the spacing of any trees or shrubs is such that the land could not fairly be considered as woodland.

RANGE LAND - means any land which produces or can produce forage suitable for grazing by range livestock without cultivation or general irrigation.

PROTECTIVE CROPS - means any of the following: all grasses, crotonaria, vetch, pigeon peas, clover, lespedeza, lupines, koa haole, (*Lucaena glauca*).

LEGUMINOUS CROPS - means any of the following: cow peas, pigeon peas, field peas, soybeans, velvet beans, sword beans, field beans.

Section 10 - AUTHORITY, AVAILABILITY OF FUNDS, APPLICABILITY

(a) Authority.

This program is approved pursuant to the authority vested in the War Food Administrator under Section 7-17, inclusive, of the Soil Conservation and Domestic Allotment Act (49 Stat. 1148, 16 U. S. C. 1940ed. 590g to 590q), and in the War Food Administrator by Executive Order No. 9322, as amended by Executive Order No. 9934.

(b) Availability of funds.

The provisions of the 1944 program are necessarily subject to all legislation affecting the program as the Congress of the United States may hereafter enact; the making of payments herein provided are contingent upon whatever appropriation the Congress may hereafter provide for the purpose; and the amounts of payment will necessarily be within the limits finally determined by the appropriation, its apportionment under the provisions of the Soil Conservation and Domestic Allotment Act, as amended, and the extent of national participation.

(c) Applicability.--

The provisions of the 1944 program contained herein, except where the content otherwise indicates, are applicable only to the Territories of Alaska and Hawaii and to Puerto Rico. They do not apply to any department or bureau of the United States Government or any corporation wholly owned by the United States, or to lands owned by the United States which were acquired or reserved for conservation purposes or which are to be retained permanently under Government ownership.

The program is applicable to land owned by corporations, which are only partly owned by the United States, such as Federal Land Banks and Production Credit Administrations.

The program is also applicable to land owned by the United States or by corporations wholly owned by the United States which is farmed by private persons if such land is to be temporarily under such Government or corporation ownership and was acquired or reserved for conservation purposes. Such land shall include only that administered by the Farm Security Administration, the Reconstruction Finance Administration, the Home Owners' Loan Corporation, or the Federal Farm Mortgage Corporation, unless the Agricultural Adjustment Agency finds that land administered by other agencies complies with all of the foregoing provisions for eligibility.

Issued at Washington, D. C.
this 2nd day of May, 1944.

/s/ Grover B. Hill

First Assistant War Food Administrator